



Business
OMBUDSMAN
Council

NEWSLETTER

November 2021

Dear friends, colleagues and partners,

In November 2021, the Supervisory Board approved the BOC operational report for Q3 2021, the number of complaints in which was the largest in the last three years. My Deputy, Iaroslav Gregirchak, presented the report "Abuses and Pressure of Law Enforcers Inflicted on Business" examining systemic problems of entrepreneurs in interaction with law enforcement bodies and providing recommendations to state bodies to address them.

In November 2021, we crossed the 10,000 appeals line. This month, the BOC reviewed 222 complaints from entrepreneurs and closed 185 cases. The financial effect of the Council's activities amounted to UAH 1.422 bn.

In the reporting month, the Verkhovna Rada of Ukraine adopted a law on the administrative procedure taking into account about 20 systemic recommendations of the BOC. The law introduces an administrative appeal mechanism enabling entrepreneurs to challenge illegal decisions, actions or inaction of state bodies in a pre-trial procedure.

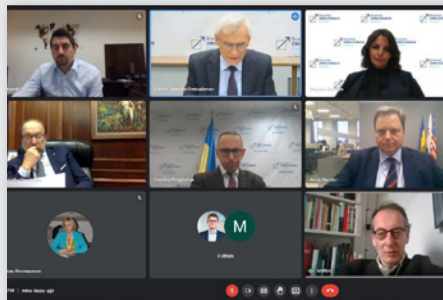
Over the last month, three new experts have joined the BOC team. At full capacity, we continue to actively investigate business complaints on state bodies malpractice.

Marcin Swiecicki

NEWS



Business Ombudsman Marcin Swiecicki reports on Q3 2021, Iaroslav Gregirchak presents systemic report on pressure of law enforcers inflicted on business



The Supervisory Board unanimously approves the BOC quarterly report. The meeting was held by the Head of the Supervisory Board Matteo Patrone



Marcin Swiecicki supports amendments to legislation to reduce fines of the State Food and Consumer Service for minor violations



Tetyana Korotka on corruption risk management as a necessary element of access to finance



Iaroslav Gregirchak on BOC recommendations to draft law No.5600 at UBA Tax & Business Talks A2B Forum



Iaroslav Gregirchak on business expectations and challenges related to launch of Bureau of Economic Security of Ukraine at X Tax Forum of the Ukrainian Bar Association

SYSTEMIC WINS

The Verkhovna Rada of Ukraine adopts a draft law on the administrative procedure taking into account over 20 BOC systemic recommendations relating to administrative appeal

The law obliges public authorities (including local governments) to introduce a mechanism designed to enable businesses and individuals to challenge interdepartmental (pre-trial) decisions, actions and inaction of government bodies.

EXPERT GROUPS MEETINGS

Iaroslav Gregirchak and Oleksiy Spivak held the 30th anniversary expert group meeting with the Prosecutor General's Office of Ukraine
26 cases considered

Volodymyr Kutsenko, Yuliana Revyuk and Kirill Nominas held an expert group meeting with the State Tax Service of Ukraine
182 cases considered

Volodymyr Kutsenko met with an expert group with MD STS in Zaporizhia Oblast
2 cases considered

Volodymyr Kutsenko met with an expert group with MD STS in Dnipropetrovsk Oblast
2 cases considered

Vasyl Sukhovyi held a meeting of the expert group with MD STS in Kyiv
14 cases considered

NOVEMBER 2021 STATISTICS

222
COMPLAINTS
from businesses

+31%
more than in
October 2021

+50%
more than in
November 2020

completed
investigation of
185
CASES

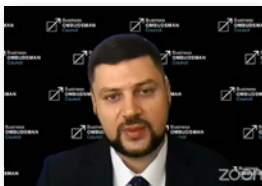
+21%
more than in
October 2021

+76%
more than in
November 2020

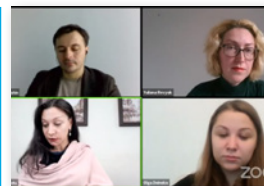
Helped businesses
return and save

UAH
1,442 bn

ONLINE EVENTS



Oleksiy Spivak speaks on criminal proceedings in the field of taxation and practice of the State Security Service at a joint webinar with UNBA



Yuliana Revyuk on green energy producers protection at a joint webinar with Sokolovsky & Partners

REGISTRATION



Olena Chorna and Yulia Mykhailiuk on business problems in labor sphere at a joint webinar with the American Chamber of Commerce

SOME EXAMPLES OF CASES



AMCU drops UAH 1.1 billion fine for Phillip Morris group of companies



State Bureau of Investigation returns seized property to a law firm



Cargo with frozen beef unblocked

More cases [here](#)

HOW TO LODGE A COMPLAINT



Stay tuned for events announcements on the BOC [Facebook page!](#)